

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. § 371

09/331930
430 Rec'd PCT/PTO 30 JUN 1999

U.S. APPLICATION NO. (If known, see 37 C.F.R. § 1.5):

INTERNATIONAL APPLICATION NO. PCT/AU98/00902	INTERNATIONAL FILING DATE 30 October 1998	PRIORITY DATE CLAIMED 31 October 1997
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TITLE OF INVENTION: NOVEL GENE AND USES THEREFOR

APPLICANT(S) FOR DO/EO/US: Paul Zev ZIMMET and Gregory COLLIER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. § 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. § 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. § 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. § 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. § 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ A translation of the International Application into English (35 U.S.C. § 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. § 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. § 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 C.F.R. §§ 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. §§ 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information: copy PCT Request; International Search Report; front page of WO 99/23217; return receipt postcard.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EJ004418543US

Date of Deposit: June 30, 1999

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Blanche H. Cook
Blanche H. Cook

09/1930

17. ☒ The following fees are submitted:**BASIC NATIONAL FEE (37 C.F.R. §§ 1.492(a)(1)-(5)):**

Search Report has been prepared by the EPO or JPO \$840.00
 International preliminary examination fee paid to
 (USPTO (37 C.F.R. § 1.482)) \$670.00
 No international preliminary examination fee paid to USPTO (37 C.F.R. § 1.482)
 but international search fee paid to USPTO (37 C.F.R. § 1.445(a)(2)) \$760.00
 Neither international preliminary examination fee (37 C.F.R. § 1.482) nor
 international search fee (37 C.F.R. § 1.445(a)(2)) paid to USPTO \$970.00
 International preliminary examination fee paid to USPTO (37 C.F.R. § 1.482)
 and all claims satisfied provisions of PCT Article 33(2)-(4) \$96.00

CALCULATIONS PTO
USE ONLY**ENTER APPROPRIATE BASIC FEE AMOUNT =** \$970.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from
 the earliest claimed priority date (37 C.F.R. § 1.492(e)).

\$

CLAIMS**NUMBER FILED****NUMBER EXTRA****RATE**

\$

Total claims

33 - 20 =

13

x \$18.00

\$234.00

Independent claims

5 - 3 =

2

x \$78.00

\$156.00

MULTIPLE DEPENDENT CLAIM(S) (if applicable)

+ \$260.00

\$260.00

TOTAL OF ABOVE CALCULATIONS = \$1620.00

Reduction by ½ for filing by small entity, if applicable. Verified Small Entity Statement must
 also be filed (Note 37 C.F.R. §§ 1.9, 1.27, 1.28)

\$

SUBTOTAL = \$1620.00

Processing fee of \$130.00 for furnishing the English translation later than

☐ 20 ☐ 30 months from the earliest claimed priority date (37 C.F.R. § 1.492(f)).

+

\$

TOTAL NATIONAL FEE = \$1620.00

Fee for recording the enclosed assignment (37 C.F.R. § 1.21(h)). The assignment must be
 accompanied by an appropriate cover sheet (37 C.F.R. §§ 3.28, 3.31). \$40.00 per property

+

\$40.00

TOTAL FEES ENCLOSED = \$1660.00

Amount
to be
refunded:
charged: \$

a. ☒ A check in the amount of \$1,660.00 to cover the above fees is enclosed.

b. ☐ The Assistant Commissioner is hereby authorized to charge any additional fees that may be required, or credit any
 overpayment to Deposit Account No. 03-1952.

NOTE: Where an appropriate time limit under 37 C.F.R. § 1.494 or 1.495 has not been met, a petition to revive
 (37 C.F.R. § 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Barry E. Bretschneider
 Morrison & Foerster LLP
 2000 Pennsylvania Avenue, N.W.
 Washington, D.C. 20006-1888

SIGNATURE

Barry E. Bretschneider
 Registration No. 28,055